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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Adalbert Bandemer and Dieter Palme**

U.S. Serial No.: **09/979,567**

U.S. Filing Date: **October 22, 2001**

US National Phase of: **PCT/DE00/01267, filed April 25, 2000**

For: **ASSEMBLY FOR MONITORING THE PERFORMANCE OF  
D-WDM MULTI-FREQUENCY SYSTEMS**

TRANSMITTAL LETTER

The Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please find enclosed for filing:

Information Disclosure Statement, PTO-1449 and cited references.

Please charge any additional fees to Deposit Account No. 04-1679.  
This Transmittal Letter is submitted in duplicate.

Other: 1 return postcard.

Respectfully submitted,

Date: Jan. 22, 2002

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Docket No.: 3212-25 (D4772-00020)

PH1918533.1

**DOCKETED**

FEB 04 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/979,567	Aldalbert Bandemer	3212-25
INTERNATIONAL APPLICATION NO.		
PCT/DE00/01267		
LA. FILING DATE	PRIORITY DATE	
04/25/2000	04/23/1999	
CONFIRMATION NO. 2828		
371 FORMALITIES LETTER		
 *OC000000007379650*		

Date Mailed: 01/31/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- English Translation of the IA
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- **\$130** Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN R MCLEAN

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Telephone: (703) 308-9117

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/979,567	PCT/DE00/01267	3212-25